

BEFORE THE LAND USE COMMISSION

OF THE STATE OF HAWAII

In the Matter of the Petition of)	DOCKET NO. A10-787
)	
MAUI R&T PARTNERS, LLC)	SECOND AFFIDAVIT OF SERVICE OF
)	PETITION FOR DISTRICT BOUNDARY
To Amend the Land Use District)	AMENDMENT FILED JUNE 23, 2010
Boundary of certain lands situated at)	
Kihei, Island of Maui, State of Hawai'i,)	
consisting of 253.05 acres from the)	
Agricultural District to the Urban)	
District, Tax Map Key Nos.)	
(2) 2-2-024:016 and 017, and)	
(2) 2-2-002:054 (por.))	
_____)	

LAND USE COMMISSION
STATE OF HAWAII
2013 MAY -8 A 9:28

SECOND AFFIDAVIT OF SERVICE OF PETITION FOR
DISTRICT BOUNDARY AMENDMENT FILED JUNE 23, 2010

AND

CERTIFICATE OF SERVICE

BENJAMIN M. MATSUBARA, #993-0
CURTIS T. TABATA, #5607-0
WYETH M. MATSUBARA, #6935-0
Matsubara – Kotake
888 Mililani Street, 8th Floor
Honolulu, Hawai'i 96813

Attorneys for Petitioner
MAUI R&T PARTNERS, LLC

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OF THE STATE OF HAWAII

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SECOND AFFIDAVIT OF SERVICE OF PETITION FOR
DISTRICT BOUNDARY AMENDMENT FILED JUNE 23, 2010

STATE OF HAWAII)	
)	ss.:
CITY AND COUNTY OF HONOLULU)	

CURTIS T. TABATA, being first duly sworn on oath, deposes and says:

A. Affiant is one of the attorneys for Petitioner MAUI R&T PARTNERS, LLC ("Petitioner") and agent of the Petitioner for a State of Hawai'i Land Use District Boundary Amendment from Agricultural Land Use District to Urban District, identified as Docket No. A10-787, for land situated at Kihei, Maui, Hawai'i and identified as Tax Map Key Nos. (2) 2-2-24:016 and 017, and (2) 2-2-002:054 (por.).

B. In compliance with § 15-15-48(a) of the Hawai'i Administrative Rules ("HAR"), Affiant did on May 8, 2013, deposit in the United States Mail, postage

prepaid, by certified mail, a copy of the Petition for District Boundary Amendment filed herein on June 23, 2010, to the following:

Elleair Maui Golf Club LLC
(Through its Agent Elleair Hawaii, Inc.
1345 Piillani Highway
Kihei, Maui, Hawai'i 96753

Maui Highlands Properties LLC
(Through its Agent Raymond M.
Phillips)
3220 South Kihei Road
Kihei, Maui, Hawai'i 96753

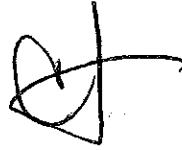
Haleakala Ranch Company
(Through its Agent Donald A. Young)
529 Kealaloa Avenue
Makawao, Maui, Hawai'i 96768

Pacific Rim Land, Inc.
(Through its Agent J. Stephen
Goodfellow)
1300 North Holocono Street, Suite 201
Kihei, Maui, Hawai'i 96753

Signature Homes of Hawaii, LLC
(Through its Agent R. Clay
Sutherland)
24 North Church Street, Suite 408
Wailuku, Maui, Hawai'i 96793

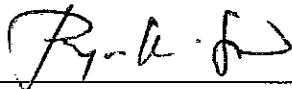
C. This Affidavit is provided in compliance with §15-15-50(c)(5), (C), HAR.

That further Affiant sayeth naught.



CURTIS T. TABATA
Attorney for Petitioner
MAUI R&T PARTNERS, LLC

Subscribed and sworn to me
this 8th day of May 2013



Name: Ryan K. Tagomori
Notary Public, State of Hawai'i
My Commission expires: 01/01/2016



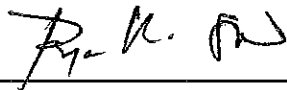
NOTARY CERTIFICATE (Hawai'i Administrative Rules § 5-11-8)

Document Identification or Description: Second Affidavit of Service of Petition for District Boundary Amendment Filed June 23, 2010

Doc. Date: May 8, 2013 No. of Pages: 6

Jurisdiction: 1st Circuit

(in which notarial act is performed)



May 8, 2013

Signature of Notary

Date of Certificate

Ryan K. Tagomori

Printed Name of Notary



(Official Stamp or Seal)

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(2) 2-2-002:054 (por.))	
_____)	

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing document was duly served upon the following by depositing the same in the AS INDICATED BELOW on May 8, 2013:

JESSE SOUKI, Director
Office of Planning, State of Hawai'i
235 Beretania Street, 6th Floor
Honolulu, Hawai'i 96813

(HAND DELIVERY)

BRIAN C. YEE, ESQ.
Deputy Attorney General
Department of the Attorney General
425 Queen Street
Honolulu, Hawai'i 96813

**(CERTIFIED MAIL, RETURN
RECEIPT REQUESTED)**

WILLIAM SPENCE, Director
Maui County Planning Department
County of Maui, State of Hawai'i
250 South High Street, Suite 200
Wailuku, Maui, Hawai'i 96793

(CERTIFIED MAIL, RETURN
RECEIPT REQUESTED)

Planning Commission
County of Maui, State of Hawai'i
250 South High Street, Suite 200
Wailuku, Maui, Hawai'i 96793

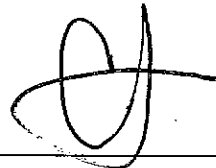
(CERTIFIED MAIL, RETURN
RECEIPT REQUESTED)

JAMES A. Q. GIROUX, ESQ.
Deputy Corporation Counsel
Department of the Corporation Counsel
200 South High Street, 3rd Floor
Wailuku, Maui, Hawai'i 96793

(CERTIFIED MAIL, RETURN
RECEIPT REQUESTED)

DATED: Honolulu, Hawai'i, May 8, 2013.

Of Counsel:
MATSUBARA - KOTAKE
A Law Corporation



BENJAMIN M. MATSUBARA
CURTIS T. TABATA
WYETH M. MATSUBARA
Attorneys for Petitioner
MAUI R&T PARTNERS, LLC